
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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| In the Matter of |) | |
| |) | |
| Region 1 Translator Association |) | File No. EB-11-DV-0020 |
| |) | |
| Licensee of Television Translator Station K53IY |) | |
| |) | |
| Facility ID # 55612 |) | |
| |) | |
| Julesburg, Colorado |) | NOV No. V201132800015 |
| |) | |

NOTICE OF VIOLATION

Released: July 25, 2011

By the District Director, Denver Office, Western Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Region 1 Translator Association ("Region 1"), licensee of television translator station K53IY in Julesburg, Colorado.

2. On June 17, 2011, an agent of the Enforcement Bureau's Denver Office inspected television translator station K53IY located at Ovid, Colorado, and observed the following violation:

- a. 47 C.F.R. § 74.703(c): "It shall be the responsibility of the licensee of a low power TV, TV translator, or TV booster station to correct any condition of interference which results from the radiation of radio frequency energy outside its assigned channel. Upon notice by the FCC to the station licensee or operator that such interference is caused by spurious emissions of the station, operation of the station shall be immediately suspended and not resumed until the interference has been eliminated. However, short test transmissions may be made during the period of suspended operation to check the efficacy of remedial measures." During the inspection conducted on June 17, 2011, the Denver agent determined that spurious emissions generated by K53IY caused interference to the Soil Moisture and Ocean Salinity ("SMOS") satellite operated by the European Space Agency ("ESA"). Region 1 suspended operation of K53IY when notified by the Denver agent.

¹ 47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Region 1 must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of Region 1. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Denver Office
215 S. Wadsworth Blvd. Suite 303
Lakewood, CO 80226

4. This Notice shall be sent to Region 1 Translator Association at its address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Nikki P. Shears
District Director
Denver District Office
Western Region
Enforcement Bureau

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*